



**THE INDEPENDENCE PARTY OF NEW YORK**  
The Reform Party in New York

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

JAN 11 4 07 PM '99

**KENNETH J. HERMAN**  
State Chairman  
Ethics Committee

45 Ston Avenue  
Amityville, New York 11701  
Phone: 516-789-4646  
Fax: 516-789-4655

MUR4821

January 4, 1999

Office of the General Council  
Federal Election Commission  
99 East Street, N.W.  
Washington, D.C. 20473

**RE: STATUS OF CHARGES FILED AGAINST RICK LAZIO, CONGRESSMAN,  
2ND CONGRESSIONAL DISTRICT, SUFFOLK COUNTY, NY**

Gentlemen:

On September 21, 1998, I notified your office of violations of campaign contributions (copy attached) against Rick Lazio during the past three election cycles amounting to \$209,982.

To date, we have had no response from your office relative to these charges.

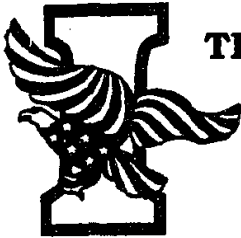
Please advise the status of your investigation into these violations.

Thank you.

Very truly yours,

*Kenneth J. Herman*  
Kenneth J. Herman *dmh*

/dmh  
Enclosure



**THE INDEPENDENCE PARTY OF NEW YORK**  
**The Reform Party in New York**

**KENNETH J. HERMAN**  
State Chairman  
Ethics Committee

45 Dixon Avenue  
Amityville, New York 11701  
Phone: 516-789-4646  
Fax: 516-789-4655

September 21, 1998

Office of the General Council  
Federal Election Commission  
99 E. Street, N.W.  
Washington, D.C. 20473

**RE: VIOLATION OF FEDERAL REGULATIONS PERTAINING TO  
INDIVIDUAL CONTRIBUTIONS TO A CANDIDATE**

Gentlemen:

I'm writing to inform you of violations of Federal Regulation 11CFR110, Section 110, Part 110.1(1) - copy enclosed and highlighted.

I charge that Rick Lazio, incumbent Republican candidate for re-election in the 2nd Congressional District, Suffolk County, New York has received numerous illegal contributions from individuals in excess of the \$1,000 limit over the course of his past three elections for office as follows:

<u>1993/1994</u> election cycle	\$ 30,676
<u>1995/1996</u> election cycle	108,917
<u>1997/1998</u> election cycle (as of 9/14/98)	<u>70,389</u>
<b>TOTAL ILLEGAL CONTRIBUTIONS TAKEN</b>	<b>\$209,982</b>

As evidence of these violations, enclosed are printouts of Congressman Lazio's individual campaign donations (highlighted for your convenience) which were extracted from the FECInfo database on the Internet.

The law pertaining to individual contribution limits was enacted in 1974: Amendment to the Federal Election Campaign Act, Statute 441A.

Very truly yours,

Kenneth J. Herman  
Independence Party Candidate  
2nd C.D., Suffolk County, NY

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[Code of Federal Regulations]  
[Title 11, Volume 1]  
[Revised as of January 1, 1998]  
From the U.S. Government Printing Office via GPO Access  
[CITE: 11CFR110]

[Page 117-140]

## TITLE 11--FEDERAL ELECTIONS

### CHAPTER I--FEDERAL ELECTION COMMISSION

#### PART 110--CONTRIBUTION AND EXPENDITURE LIMITATIONS AND PROHIBITIONS

##### Sec.

- 110.1 Contributions by persons other than multicandidate political committees (2 U.S.C. 441a(a)(1)).
- 110.2 Contributions by multicandidate political committees (2 U.S.C. 441a(a)(2)).
- 110.3 Contribution limitations for affiliated committees and political party committees; Transfers (2 U.S.C. 441a(a)(5), 441a(a)(4)).
- 110.4 Prohibited contributions (2 U.S.C. 441e, 441f, 441g, 432(c)(2)).
- 110.5 Annual contribution limitation for individuals (2 U.S.C. 441a(a)(3)).

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- 110.6 Earmarked contributions (2 U.S.C. 441a(a)(8)).
- 110.7 Party committee expenditure limitations (2 U.S.C. 441a(d)).
- 110.8 Presidential candidate expenditure limitations.
- 110.9 Miscellaneous provisions.
- 110.10 Expenditures by candidates.
- 110.11 Communications; advertising (2 U.S.C. 441d).
- 110.12 Candidate appearances on public educational institution premises.
- 110.13 Candidate debates.
- 110.14 Contributions to and expenditures by delegates and delegate committees.

Authority: 2 U.S.C. 431(8), 431(9), 432(c)(2), 437d(a)(8), 438(a)(8), 441a, 441b, 441d, 441e, 441f, 441g and 441h.

Sec. 110.1 Contributions by persons other than multicandidate political committees (2 U.S.C. 441a(a)(1)).

(a) Scope. This section applies to all contributions made by any person as defined in 11 CFR 100.10, except multicandidate political committees as defined in 11 CFR 100.5(e)(3) or entities and individuals prohibited from making contributions under 11 CFR 110.4 and 11 CFR parts 114 and 115.

(b) Contributions to candidates; designations; and redesignations.

(1) No person shall make contributions to any candidate, his or her authorized political committees or agents with respect to any election, for Federal Office which, in the aggregate, exceed \$1,000.

(2) For purposes of this section, with respect to any election means--

(i) In the case of a contribution designated in writing by the contributor for a particular election, the election so designated. Contributors to candidates are encouraged to designate their contributions in writing for particular elections. See 11 CFR 110.1(b)(4).

(ii) In the case of a contribution not designated in writing by the